

RECEIVED  
CENTRAL FAX CENTER

**Atty. Dkt. No. 033123-005**

**SALK1120-1.1**

(088802-0274)

SEP 15 2004

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Applicant:** Ronald M. Evans et al

**Title:** RETINOIC ACID RECEPTOR METHOD

Appl. No.: 09/773,041


**Filing Date:** 01/31/2001

**Examiner:** Michael D. Pak

Art Unit: 1646

**CERTIFICATE OF FACSIMILE TRANSMISSION**  
I hereby certify that this paper is being facsimile transmitted to the  
United States Patent and Trademark Office, Alexandria, Virginia  
on the date below.

Stephen E. Reiter, Reg. 31,192  
(Printed Name)

  
(Signature)

September 15, 2004  
(Date of Deposit)

**AMENDMENT AND REPLY UNDER 37 CFR §§ 1.111 and 1.138**

**Mail Stop Reissue  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

**Sir:**

Responsive to the Office Action mailed March 18, 2004, please consider the following Amendments and Remarks.

**Amendments to the Claims** are included in the **Listing of Claims** which begins on page 2 of this communication.

**Remarks begin on page 3 of this communication.**

PAGE 8/10 \* RCVD AT 9/15/2004 7:51:38 PM [Eastern Daylight Time]

Case applied only

In re application of  
 Ronald M. Evans et al.  
 Application No.: 09/773,041  
 Page 2 of 3

Atty. Dkt. No. 033123-005  
 SALK1120-1.1  
 (088802-0274)

☒ The fee required for additional claims is calculated below:

	Claims As Amended		Previously Paid For		Extra Claims Present		Rate		Additional Claims Fee
Total Claims:	0	-	20	=	0	x	\$18.00	=	\$0.00
Independent Claims:	0	-	3	=	0	x	\$86.00	=	\$0.00
First presentation of any Multiple Dependent Claims:						+	\$290.00	=	\$0.00
CLAIMS FEE TOTAL									\$0.00

☒ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/> Extension for response filed within the first month:	\$110.00	\$0.00
<input type="checkbox"/> Extension for response filed within the second month:	\$420.00	\$0.00
<input checked="" type="checkbox"/> Extension for response filed within the third month:	\$950.00	\$950.00
<input type="checkbox"/> Extension for response filed within the fourth month:	\$1,480.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fifth month:	\$2,010.00	\$0.00
EXTENSION FEE TOTAL:		\$950.00
<input type="checkbox"/> Statutory Disclaimer Fee under 37 C.F.R. 1.20(d):	\$110.00	\$0.00
CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL:		\$950.00
<input checked="" type="checkbox"/> Small Entity Fees Apply (subtract 1/2 of above):		\$475.00
TOTAL FEE:		\$475.00

☒ Please charge Deposit Account No. 50-0872 in the amount of \$475.00. A duplicate copy of this transmittal is enclosed.

☐ A check in the amount of \$475.00 is enclosed.

In re application of  
Ronald M. Evans et al.  
Application No.: 09/773,041  
Page 3 of 3

Attr. Dkt. No. 033123-005  
SALK1120-1.1  
(088802-0274)

[ X ] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date September 15, 2004

By 

FOLEY & LARDNER LLP  
Customer Number: 30542  
Telephone: (858) 847-6711  
Facsimile: (858) 792-6773

Stephen E. Reiter  
Attorney for Applicant  
Registration No. 31,192